

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FRANK CIARAMELLA, et al., on behalf of  
themselves and all others similarly situated,

Plaintiffs,

-against-

HOWARD ZUCKER, as Commissioner of the  
Department of Health,

Defendant.

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 11/29/2021

18-cv-6945 (MKV)

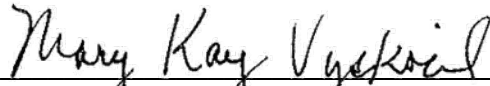
ORDER OF DISMISSAL

MARY KAY VYSKOCIL, United States District Judge:

The Court was informed by the Magistrate Judge that the parties reached a settlement in principle. Accordingly, IT IS HEREBY ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the application to restore the action is made by December 29, 2021. If no such application is made by that date, today's dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004). All other dates and deadlines are adjourned *sine die*

**SO ORDERED.**

**Date: November 29, 2021**  
**New York, NY**

  
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**MARY KAY VYSKOCIL**  
**United States District Judge**